

1 BILL NO. G-85-11-

16 (amended)

2 GENERAL ORDINANCE G-

30-85

3 AN ORDINANCE amending the Municipal  
4 Code of the City of Fort Wayne,  
5 Indiana, to add a new section re-  
6 garding frequenting a dive.

7 WHEREAS, neither state law nor municipal ordinance pro-  
8 hibits frequenting a dive; and

9 WHEREAS, adopting a municipal ordinance regarding fre-  
10 quenting a dive would assist law enforcement in the City of Fort  
11 Wayne; and

12 WHEREAS, frequenting a dive should be an offense punish-  
13 able under the Municipal Code of the City of Fort Wayne, Indiana.

14 NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL  
15 OF THE CITY OF FORT WAYNE, INDIANA:

16 SECTION 1. Amendment. The Municipal Code of the City  
17 of Fort Wayne, Indiana, is hereby amended by adding a new Section  
18 18-49, entitled "Frequenting a Dive", which new Section consists  
19 of the following.

20 Section 18-49. Frequenting a Dive.

21 (a) It shall be unlawful for any person, to enter,  
22 visit, patronize or frequent any dive, knowing  
23 it is or has been used as a dive.

24 (b) A "dive" as used in this Section shall include  
25 the following:

26 Any room, house, building, structure, auto-  
27 mobile, boat, other vehicle, or place of any  
28 kind, or premises thereof, where an alcoholic  
29 beverage of any type is sold, possessed, manu-  
30 factured, bartered, or given away in violation  
31 of the laws of the State of Indiana or of  
32 a rule or regulation of the Alcoholic Beverage  
Commission of the State of Indiana; or any

Page Two

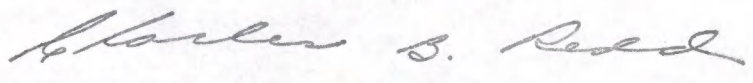
place, or premises thereof, where alcoholic beverages are consumed in violation of the laws of the State of Indiana or of a rule or regulation of the Alcoholic Beverage Commission of the State of Indiana; or any place, or premises thereof, where alcoholic beverages are kept for sale, barter, or gift in violation of the laws of the State of Indiana or in violation of a rule or regulation of the Alcoholic Beverage Commission of the State of Indiana.

(c) Any person violating any of the provisions of this Section, shall, upon conviction, be fined an amount not exceeding One Thousand Dollars (\$1,000.00).

SECTION 2. Conflict of Laws. If any provision of this Section are found to be in conflict with any law of the State of Indiana, the state law prevails.

SECTION 3. Severability. Should any section, paragraph, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid for any reason, the remainder of said Ordinance shall not be affected thereby.

SECTION 4. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and upon due publication thereof.

  
\_\_\_\_\_  
Councilmember



Read the first time in full and on motion by Redd  
seconded by D. M. M., and duly adopted, read the second time  
by title and referred to the Committee Regulations (and the City  
Plan Commission for recommendation) and Public Hearing to be held after  
due legal notice, at the Council Chambers, City-County Building, Fort Wayne  
Indiana, on \_\_\_\_\_, the \_\_\_\_\_ day of  
\_\_\_\_\_, 19\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M., E.S.

DATE: 11-12-85

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Redd,  
seconded by James, and duly adopted, placed on its  
passage. PASSED (LOST) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>8</u>	_____	_____	<u>1</u>	_____
<u>BRADBURY</u>	<u>✓</u>	_____	_____	_____	_____
<u>BURNS</u>	<u>✓</u>	_____	_____	_____	_____
<u>EISBART</u>	<u>✓</u>	_____	_____	_____	_____
<u>GiaQUINTA</u>	_____	_____	_____	<u>✓</u>	_____
<u>HENRY</u>	<u>✓</u>	_____	_____	_____	_____
<u>REDD</u>	<u>✓</u>	_____	_____	_____	_____
<u>SCHMIDT</u>	<u>✓</u>	_____	_____	_____	_____
<u>STIER</u>	<u>✓</u>	_____	_____	_____	_____
<u>TALARICO</u>	<u>✓</u>	_____	_____	_____	_____

DATE: 12-10-85

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort  
Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)  
(SPECIAL) (ZONING MAP) ORDINANCE (RESOLUTION) NO. P-30-85  
on the 10th day of December, 1985,

ATTEST:

(SEAL)

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

James Stier  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana,  
on the 11th day of December, 1985,  
at the hour of 11:00 o'clock Ⓟ M., E.S.T.

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 12th day of December,  
1985, at the hour of 9:00 o'clock A M., E.S.T.

Win Moses, Jr.  
WIN MOSES, JR., MAYOR

place, or premises thereof, where alcoholic beverages are consumed in violation of the laws of the State of Indiana or of a rule or regulation of the Alcoholic Beverage Commission of the State of Indiana; or any place, or premises thereof, where alcoholic beverages are kept for sale, barter, or gift in violation of the laws of the State of Indiana or in violation of a rule or regulation of the Alcoholic Beverage Commission of the State of Indiana.

(2) Any room, house, building, structure, automobile, boat, other vehicle, or place of any kind, or premises thereof, where gambling, as defined by state law, is conducted, allowed, or permitted in violation of the laws of the State of Indiana.

(3) Any place, or premises thereof, in which gambling devices, as defined in state law, are operated, stored, possessed, sold, manufactured, rented, leased or repaired, in violation of the laws of the State of Indiana.

(c) Any person violating any of the provisions of the this Section shall, upon conviction, be fined an amount not exceeding One Thousand Dollars (\$1,000.00).

*Delete:* SECTION 2. Conflict of Laws. If any provision of this Section are found to be in conflict with any law of the State of Indiana, the state law prevails.


*Delete:* SECTION 3. Severability. Should any section, paragraph, sentence, clause or phrase of this Ordinance be declared uncon-



Page Three

~~stitutional or invalid for any reason, the remainder of said Ordinance shall not be affected thereby.~~

SECTION 4. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and upon due publication thereof.

  
Councilmember

APPROVED AS TO FORM  
AND LEGALITY

---

Bruce O. Boxberger, City Attorney



# The City of Fort Wayne

December 13, 1985

Ms. Trudy Sterling  
Fort Wayne Newspapers, Inc.  
600 West Main Street  
Fort Wayne, IN 46802

Dear Ms. Sterling:

Please give the attached full coverage on the dates of  
December 19 and December 26, 1985, in both the News  
Sentinel and Journal Gazette.

RE: Legal Notice for Common Council  
of Fort Wayne, IN

Bill No. G-85-11-16 (as amended)  
General Ordinance No. G-3085

Please send us 4 copies of the Publisher's Affidavit from  
both newspapers.

Thank you.

Sincerely yours,

Sandra E. Kennedy  
City Clerk

SEK/ne  
ENCL: 1

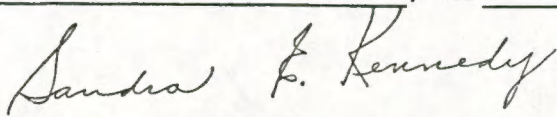
LEGAL NOTICE

Notice is hereby given that on the 10th day of  
December, 19 85, the Common Council of the City  
of Fort Wayne, Indiana, in a Regular Session did pass  
the following Bill No. G-85-11-16 (as amended) General  
Ordinance No. G-30-85 to-wit:

I, The Clerk of the City of Fort Wayne, Indiana do hereby certify  
that the above and foregoing is a full, true and complete copy of  
General Ordinance No. G-30-85,  
passed by the Common Council on the 10th day of  
December, 19 85, and that said Ordinance was  
duly signed and approved by the Mayor on the 12th day of  
December, 19 85, and now remains on file and  
on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne,  
Indiana, this 12th day of December, 19 85.

SEAL

  
\_\_\_\_\_  
SANDRA E. KENNEDY, CITY CLERK



Read the third time in full and on motion by Redd, seconded by Talarico, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Eight  
Bradbury, Burns, Eisbart, Henry, Redd, Schmidt,  
Stier, Talarico  
Nays: None  
Absent: One  
GiaQuinta

Date: 12-10-85

Sandra E. Kennedy  
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as General Ordinance No. G-30-85 on the 10th day of December, 1985.

ATTEST:

(SEAL)

Sandra E. Kennedy  
City Clerk

James S. Stier  
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of December, 1985, at the hour of 11:00 o'clock P.M., E.S.T.

Sandra E. Kennedy .

City Clerk

Approved and signed by me this 12th day of December, 1985, at the hour of 9:00 o'clock A.M., E.S.T.

Win Moses, Jr.  
Mayor



PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines		.....
Head	number of lines	1
Body	number of lines	99
Tail	number of lines	1
Total number of lines in notice		101

COMPUTATION OF CHARGES

101	1	101	.450¢	\$ 45.45
..... lines, ..... columns wide equals ..... equivalent lines at ..... cents per line				
Additional charge for notices containing rule or tabular work (50 per cent of above amount)				.....
Charge for extra proofs of publication (50 cents for each proof in excess of two) 2 extra				1.00
TOTAL AMOUNT OF CLAIM				\$ 46.45

DATA FOR COMPUTING COST

Width of single column 12.5 picas	Size of type 6 point
Number of insertions 2	Size of quad upon which type is cast 6

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Drusilla Rose

Title CLERK

Date Dec. 26, 19 85

FORM #904

PUBLISHER'S AFFIDAVIT

State of Indiana  
ALLEN County SS:

**LEGAL NOTICE**  
Notice is hereby given that on the 10th day of December, 1985, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. G-85-11-16 (as amended) General Ordinance No. G-30-85 to-wit:  
BILL NO. G-85-11-16 (as amended)  
GENERAL ORDINANCE G-30-85  
AN ORDINANCE amending the Municipal Code of the City of Fort Wayne, Indiana, to add a new section regarding frequenting a dive.  
WHEREAS, neither state law nor municipal ordinance prohibits frequenting a dive; and  
WHEREAS, adopting a municipal ordinance regarding frequenting a dive would assist law enforcement in the City of Fort Wayne; and  
WHEREAS, frequenting a dive should be an offense punishable under the Municipal Code of the City of Fort Wayne, Indiana.  
NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:  
SECTION 1. Amendment. The Municipal Code of the City of Fort Wayne, Indiana, is hereby amended by adding a new Section 18-49, entitled "Frequenting a Dive", which new Section consists of the following.  
Section 18-49. Frequenting a Dive.  
(a) It shall be unlawful for any person, to enter, visit, patronize or frequent any dive, knowing it is or has been used as a dive.  
(b) A "dive" as used in this Section shall include the following:  
Any room, house, building, structure, automobile, boat, other vehicle, or place of any kind, or premises thereof, where an alcoholic beverage of any type is sold, possessed, manufactured, bartered, or given away in violation of the laws of the State of Indiana or of a rule or regulation of the Alcoholic Beverage Commission of the State of Indiana; or any place, or premises thereof, where alcoholic beverages are consumed in violation of the laws of the State of Indiana or of a rule or regulation of the Alcoholic Beverage Commission of the State of Indiana; or any place, or premises thereof, where alcoholic beverages

Personally appeared before me  
are kept for sale, barter, or gift in violation of the laws of the State of Indiana or in violation of a rule or regulation of the Alcoholic Beverage Commission of the State of Indiana.  
SECTION 2. Conflict of Laws. If any provision of this Section are to be found in conflict with any law of the State of Indiana, the state law prevails.  
SECTION 3. Severability. Should any section, paragraph, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid for any reason, the remainder of said Ordinance shall not be affected thereby.  
SECTION 4. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and upon due publication thereof.  
Charles B. Redd  
Councilmember  
Read the third time in full and on motion by Redd, seconded by Talarico, and duly adopted, placed on its passage. PASSED by the following vote:  
Ayes: Eight  
Bradbury, Burns, Eisbart, Henry, Redd, Schmidt, Stier, Talarico  
Nays: None  
Absent: One  
GiaQuinta  
Date: 12-10-85  
Sandra E. Kennedy  
City Clerk  
Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of December, 1985, at the hour of 11:00 o'clock P.M., E.S.T.  
Sandra E. Kennedy  
City Clerk  
Approved and signed by me this 12th day of December, 1985, at the hour of 9:00 o'clock A.M., E.S.T.  
Win Moses, Jr.  
Mayor

a notary public in and for said county and state, the  
I, the Clerk of the City of Fort Wayne, Indiana do hereby certify that the above and foregoing is a full, true and complete copy of General Ordinance No. G-30-85, passed by the Common Council on the 10th day of December, 1985, and that said Ordinance was duly signed and approved by the Mayor on the 12th day of December, 1985, and now remains on file and on record in my office.  
WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 12th day of December, 1985.  
SEAL SANDRA E. KENNEDY, CITY CLERK  
12-19-26  
FORT WAYNE, INDIANA  
that the printed matter attached hereto is a true copy, two times, the dates of publication being 2/26/85  
6 th day of December 19 85  
Shelby R. LaRue  
Shelby R. LaRue Notary Public  
March 6, 1986



Fort Wayne Common Council  
(Governmental Unit)  
Allen  
County, IN

To JOURNAL-GAZETTE Dr.  
P.O. BOX 100  
FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines		
Head	number of lines	1
Body	number of lines	99
Tail	number of lines	1
Total number of lines in notice		101

COMPUTATION OF CHARGES

101	1	101	.450¢	\$ 45.45
lines, columns wide equals		equivalent lines at		
cents per line				
Additional charge for notices containing rule or tabular work (50 per cent of above amount)				
Charge for extra proofs of publication (50 cents for each proof in excess of two)		2 extra		1.00
TOTAL AMOUNT OF CLAIM				\$ 46.45

DATA FOR COMPUTING COST

Width of single column 12.5 picas	Size of type 6 point
Number of insertions 2	Size of quad upon which type is cast 6

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Drusilla Roose

Date Dec. 26, 19 85

Title CLERK

FORM #904

PUBLISHER'S AFFIDAVIT

State of Indiana  
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned Drusilla Roose who, being duly sworn, says that he/she is CLERK of the JOURNAL-GAZETTE DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows:

12/19 - 12/26/85

Drusilla Roose

Subscribed and sworn to me before this 26 th day of December 19 85

Shelley R. LaRue

Shelley R. LaRue Notary Public

March 6, 1986

My commission expires

the Clerk of the City of Fort Wayne, Indiana do by certify that the above and foregoing is a full, and complete copy of General Ordinance No. 0-85, passed by the Common Council on the 10th of December, 1985, and that said Ordinance was signed and approved by the Mayor on the 12th of December, 1985, and now remains on file and record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 12th day of December, 1985.

SANDRA E. KENNEDY, CITY CLERK

tion available at the Summit Club. Apply in person between 2 & 4 Mon. - Fri. 424-5374

**GLENBROOK**  
Sales Position. Apply at Bresler's 33 Flavors Ice Cream

★★★★★★★★★★

**Jimmie's Pizza Inns**  
We are now hiring for the following positions:  
**WAITERS/WAITRESSES**  
Full and part time schedules are available. Servers need to be 21 years or older. Apply in person between 2 & 4PM daily.

**JIMMIE'S PIZZA**  
6809 Bluffton Rd. (Waynedale)

★★★★★★★★★★

**Maintenance Position Available**  
Need experience in HVAC elec-

Part time, 2nd pay & benefit or call: Columbia C 522 N. Line 219

**Medical**  
South side. Medical office, typing, maternity 24. Please send Ft. Wayne File 8 Ft. Wayne

**NURSES ASSISTANTS**  
Apply in person 1010 W. Wayne Fort Wayne

**Pharmacist**  
40 hr. week Holiday. become c



Fort Wayne Common Council  
(Governmental Unit)  
Allen  
County, IN

To NEW-SENTINEL Dr.  
P.O. BOX 100  
FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines	1
Head number of lines	99
Body number of lines	1
Tail number of lines	101
Total number of lines in notice	

COMPUTATION OF CHARGES

101 lines, 1 columns wide equals 101 equivalent lines at .450¢ \$ 45.45  
cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

publication (50 cents for each proof in excess of two) 2 extra 1.00  
NT OF CLAIM \$ 46.45

Notice is hereby given that on the 10th day of December, 1985, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. G-85-11-16 (as amended) General Ordinance No. G-30-85 to-wit:

BILL NO. G-85-11-16 (as amended)  
GENERAL ORDINANCE G-30-85  
AN ORDINANCE amending the Municipal Code of the City of Fort Wayne, Indiana, to add a new section regarding frequenting a dive.

WHEREAS, neither state law nor municipal ordinance prohibits frequenting a dive; and

WHEREAS, adopting a municipal ordinance regarding frequenting a dive would assist law enforcement in the City of Fort Wayne; and

WHEREAS, frequenting a dive should be an offense punishable under the Municipal Code of the City of Fort Wayne, Indiana.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. Amendment. The Municipal Code of the City of Fort Wayne, Indiana, is hereby amended by adding a new Section 18-49, entitled "Frequenting a Dive", which new Section consists of the following.

Section 18-49. Frequenting a Dive.  
(a) It shall be unlawful for any person, to enter, visit, patronize or frequent any dive, knowing it is or has been used as a dive.

(b) A "dive" as used in this Section shall include the following:

Any room, house, building, structure, automobile, boat, other vehicle, or place of any kind, or premises thereof, where an alcoholic beverage of any type is sold, possessed, manufactured, bartered, or given away in violation of the laws of the State of Indiana or of a rule or regulation of the Alcoholic Beverage Commission of the State of Indiana; or any place, or premises thereof, where alcoholic beverages are consumed in violation of the laws of the State of Indiana or of a rule or regulation of the Alcoholic Beverage Commission of the State of Indiana; or any place, or premises thereof, where alcoholic beverages are kept for sale, barter, or gift in violation of the laws of the State of Indiana or in violation of a rule or regulation of the Alcoholic Beverage Commission of the State of Indiana.

SECTION 2. Conflict of Laws. If any provision of this Section are to be found in conflict with any law of the State of Indiana, the state law prevails.

SECTION 3. Severability. Should any section, paragraph, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid for any reason, the remainder of said Ordinance shall not be affected thereby.

SECTION 4. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and upon due publication thereof.

Charles B. Redd  
Councilmember

Read the third time in full and on motion by Redd, seconded by Talarico, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Eight  
Bradbury, Burns, Eisbart, Henry, Redd, Schmidt, Stier, Talarico  
Nays: None  
Absent: One  
GiaQuinta  
Date: 12-10-85

Sandra E. Kennedy  
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as General Ordinance No. G-30-85 on the 10th day of December, 1985.

ATTEST: (SEAL)

Sandra E. Kennedy, City Clerk

James S. Stier, Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of December, 1985,

at the hour of 11:00 o'clock P.M., E.S.T.

Sandra E. Kennedy  
City Clerk

Approved and signed by me this 12th day of December, 1985, at the hour of 9:00 o'clock A.M., E.S.T.

Win Moses, Jr.  
Mayor

I, the Clerk of the City of Fort Wayne, Indiana do hereby certify that the above and foregoing is a full, true and complete copy of General Ordinance No. G-30-85, passed by the Common Council on the 10th day of December, 1985, and that said Ordinance was duly signed and approved by the Mayor on the 12th day of December, 1985, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 12th day of December, 1985.

SEAL SANDRA E. KENNEDY, CITY CLERK

12-19-86

Size of type 6 point  
Size of quad upon which type is cast 6

89., Acts 1967.

just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the

Drusilla Roose

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana  
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned Drusilla Roose who, being duly sworn, says

that he/she is CLERK of the

NEWS-SENTINEL

a DAILY newspaper of general circulation printed and published

in the English language in the city of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy,

which was duly published in said paper for two times, the dates of publication being

as follows:

12/19 - 12/26/85

Subscribed and sworn to me before this 26th day of December 1985

Shelley R. LaRue Notary Public

My commission expires March 6, 1986

Fort Wayne Common Council  
(Governmental Unit)  
Allen County, IN

To NEW-SENTINEL Dr.  
P.O. BOX 100  
FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines		.....
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COMPUTATION OF CHARGES

.....101..... lines, .....1.....columns wide equals .....101..... equivalent lines at .....450¢.....	\$.....45.45.....
cents per line	
Additional charge for notices containing rule or tabular work (50 per cent of above amount) .....	
Charge for extra proofs of publication (50 cents for each proof in excess of two)	2 extra .....1.00.....
TOTAL AMOUNT OF CLAIM \$.....46.45.....	

DATA FOR COMPUTING COST

Width of single column 12.5 picas	Size of type 6 point
Number of insertions 2	Size of quad upon which type is cast 6

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date Dec. 26, 1985

Drusilla Roose  
Title CLERK

FORM #903

PUBLISHER'S AFFIDAVIT

State of Indiana  
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned Drusilla Roose who, being duly sworn, says that he/she is CLERK of the NEWS-SENTINEL a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows:

12/19 - 12/26/85

Subscribed and sworn to me before this 26th day of December, 1985

Shelley R. Lark Notary Public

My commission expires March 6, 1986





# The City of Fort Wayne

January 16, 1986

Ms. Trudy Sterling  
Fort Wayne Newspapers, Inc.  
600 West Main Street  
Fort Wayne, IN 46802

Dear Ms. Sterling:

Please give the attached full coverage on the dates of January 20 and January 27, 1986, in both the News Sentinel and Journal Gazette.

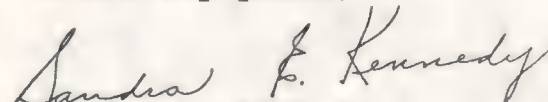
RE: Legal Notice for Common Council  
of Fort Wayne, IN

Bill No. G-85-11-16 (as amended)  
General Ordinance No. G-30-85

Please send us 4 copies of the Publisher;s Affidavit from both newspapers.

Thank you.

Sincerely yours,

  
Sandra E. Kennedy  
City Clerk

SEK/ne  
ENCL: 1

LEGAL NOTICE

Notice is hereby given that on the 10th day of  
December, 1985, the Common Council of the City  
of Fort Wayne, Indiana, in a Regular Session did pass  
the following Bill No. G-85-11-16 (as amended) General  
Ordinance No. G-30-85 to-wit:

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GENERAL ORDINANCE G-

30-85

AN ORDINANCE amending the Municipal  
Code of the City of Fort Wayne,  
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garding frequenting a dive.

WHEREAS, neither state law nor municipal ordinance pro-  
hibits frequenting a dive; and

WHEREAS, adopting a municipal ordinance regarding fre-  
quenting a dive would assist law enforcement in the City of Fort  
Wayne; and

WHEREAS, frequenting a dive should be an offense punish-  
able under the Municipal Code of the City of Fort Wayne, Indiana.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL  
OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. Amendment. The Municipal Code of the City  
of Fort Wayne, Indiana, is hereby amended by adding a new Section  
18-49, entitled "Frequenting a Dive", which new Section consists  
of the following.

Section 18-49. Frequenting a Dive.

(a) It shall be unlawful for any person, to enter,  
visit, patronize or frequent any dive, knowing  
it is or has been used as a dive.

(b) A "dive" as used in this Section shall include  
the following:

Any room, house, building, structure, auto-  
mobile, boat, other vehicle, or place of any  
kind, or premises thereof, where an alcoholic  
beverage of any type is sold, possessed, manu-  
factured, bartered, or given away in violation  
of the laws of the State of Indiana or of




Indiana.

(c) Any person violating any of the provisions of this Section, shall, upon conviction, be fined an amount not exceeding One Thousand Dollars (\$1,000.00).

SECTION 2. Conflict of Laws. If any provision of this Section are found to be in conflict with any law of the State of Indiana, the state law prevails.

SECTION 3. Severability. Should any section, paragraph, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid for any reason, the remainder of said Ordinance shall not be affected thereby.

SECTION 4. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and upon due publication thereof.

  
Councilmember

Read the third time in full and on motion by Redd, seconded by Talarico, and duly adopted, placed on its passage. PASSED by the following vote:

AYES: Eight  
Bradbury, Burns, Eisbart, Henry, Redd, Schmidt,  
Stier, Talarico  
NAYS: None  
ABSENT: One  
GiaQuinta

DATE: 12-10-85 Sandra E. Kennedy  
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as General Ordinance No. G-30-85 on the 10th day of December, 1985.

ATTEST: (SEAL)

Sandra E. Kennedy James S. Stier  
City Clerk Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of December, 1985, at the hour of 11:00 o'clock A.M., E.S.T.

Sandra E. Kennedy  
City Clerk

Approved and signed by me this 12th day of December, 1985, at the hour of 9:00 o'clock A.M., E.S.T.

Win Moses, Jr.  
Mayor

I, The Clerk of the City of Fort Wayne, Indiana do hereby certify that the above and foregoing is a full, true and complete copy of

General Ordinance No. G-30-85,  
passed by the Common Council on the 10th day of  
December, 1985, and that said Ordinance was

Fort Wayne Common Council

(Governmental Unit)

Allen

County, IN

To JOURNAL-GAZETTE Dr.  
P.O. BOX 100  
FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines

Head number of lines 1  
Body number of lines 103  
Tail number of lines 1  
Total number of lines in notice 105

COMPUTATION OF CHARGES

105 lines, 1 columns wide equals 105 equivalent lines at .450¢ \$ 47.25  
cents per line  
Additional charge for notices containing rule or tabular work (50 per cent of above amount)  
Charge for extra proofs of publication (50 cents for each proof in excess of two) 2 extra 1.00  
TOTAL AMOUNT OF CLAIM \$ 48.25

DATA FOR COMPUTING COST

Width of single column 12.5 picas Size of type 6 point  
Number of insertions 2 Size of quad upon which type is cast 6

Pursuant to the provision and penalties of  
I hereby certify that the foregoing account has been paid.

Date Jan. 27 19 86

FORM #904

ATTACH COPY OF  
ADVERTISEMENT HERE

LEGAL NOTICE

Notice is hereby given that on the 10th day of December, 1985, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. G-85-11-16 (as amended) General Ordinance No. G-30-85 to-wit:  
BILL NO. G-85-11-16 (as amended)  
GENERAL ORDINANCE G-30-85  
AN ORDINANCE amending the Municipal Code of the City of Fort Wayne, Indiana, to add a new section regarding frequenting a dive.  
WHEREAS, neither state law nor municipal ordinance prohibits frequenting a dive; and  
WHEREAS, adopting a municipal ordinance regarding frequenting a dive would assist law enforcement in the City of Fort Wayne; and  
WHEREAS, frequenting a dive should be an offense punishable under the Municipal Code of the City of Fort Wayne, Indiana.  
NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:  
SECTION 1. Amendment. The Municipal Code of the City of Fort Wayne, Indiana, is hereby amended by adding a new Section 18-49, entitled "Frequenting a Dive", which new Section consists of the following:  
Section 18-49. Frequenting a Dive.  
(a) It shall be unlawful for any person, to enter, visit,

patronize or frequent any dive, knowing it is or has been used as a dive.  
(b) A "dive" as used in this Section shall include the following:  
Any room, house, building, structure, automobile, boat, other vehicle, or place of any kind, or premises thereof, where an alcoholic beverage of any type is sold, possessed, manufactured, bartered, or given away in violation of the laws of the State of Indiana or of a rule or regulation of the Alcoholic Beverage Commission of the State of Indiana; or any place, or premises thereof, where alcoholic beverages are consumed in violation of the laws of the State of Indiana or of a rule or regulation of the Alcoholic Beverage Commission of the State of Indiana; or any place, or premises thereof, where alcoholic beverages are kept for sale, barter, or gift in violation of the laws of the State of Indiana or in violation of a rule or regulation of the Alcoholic Beverage Commission of the State of Indiana.  
(c) Any person violating any of the provisions of this Section, shall, upon conviction, be fined an amount not exceeding One Thousand Dollars (\$1,000.00).  
SECTION 2. Conflict of Laws. If any provision of this Section are found to be in conflict with any law of the State of Indiana, the state law prevails.  
SECTION 3. Severability. Should any section, paragraph, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid for any reason, the remainder of said Ordinance shall not be affected thereby.  
SECTION 4. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and upon due publication thereof.  
Charles B. Redd  
Councilmember  
Read the third time in full and on motion by Redd, seconded by Talarico, and duly adopted, placed on its passage. PASSED by the following vote:  
AYES: Eight  
Bradbury, Burns, Eisbart, Henry, Redd, Schmidt, Stier, Talarico  
NAYS: None  
ABSENT: One  
GiaQuinta  
DATE: 12-10-85

Sandra E. Kennedy  
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as General Ordinance No. G-30-85 on the 10th day of December, 1985.

ATTEST:  
Sandra E. Kennedy  
City Clerk  
James S. Stier  
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of December, 1985, at the hour of 11:00 o'clock A.M., E.S.T.

Sandra E. Kennedy  
City Clerk

Approved and signed by me this 12th day of December, 1985, at the hour of 9:00 o'clock A.M., E.S.T.

Win Moses, Jr.  
Mayor

I, the Clerk of the City of Fort Wayne, Indiana do hereby certify that the above and foregoing is a full, true and complete copy of General Ordinance No. G-30-85, passed by the Common Council on the 10th day of December, 1985, and that said Ordinance was duly signed and approved by the Mayor on the 12th day of December, 1985, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 12th day of December, 1985.

Sandra E. Kennedy, City Clerk

y due, after allowing all just credits, and that no part of the same

Drucilla Rose

Title CLERK

PUBLISHER'S AFFIDAVIT

a notary public in and for said county and state, the  
Rose

RK who, being duly sworn, says

newspaper of general circulation printed and published

FORT WAYNE, INDIANA

that the printed matter attached hereto is a true copy,  
two times

, the dates of publication being

1/27/86

7th day of January 19 86

M. Perkins Notary Public

number 29, 1989



Fort Wayne Common Council

(Governmental Unit)

Allen

County, IN

To

JOURNAL-GAZETTE

Dr.

P.O. BOX 100

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines		
Head	number of lines	1
Body	number of lines	103
Tail	number of lines	1
Total number of lines in notice		105

COMPUTATION OF CHARGES

105	lines,	1	columns wide equals	105	equivalent lines at	.450¢	\$	47.25
		cents per line						
Additional charge for notices containing rule or tabular work (50 per cent of above amount)								
Charge for extra proofs of publication (50 cents for each proof in excess of two)								2 extra
								1.00
TOTAL AMOUNT OF CLAIM								\$ 48.25

DATA FOR COMPUTING COST

Width of single column 12.5 picas	Size of type	6	point
Number of insertions	Size of quad upon which type is cast	6	

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

DateJan. 27, 1986

Drusilla Roose

TitleCLERK

FORM #904

PUBLISHER'S AFFIDAVIT

State of Indiana  
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned Drusilla Roose who, being duly sworn, says that he/she is CLERK of the JOURNAL-GAZETTE a DAILY newspaper of general circulation printed and published in the English language in the city town of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows:  
1/20 - 1/27/86

Subscribed and sworn to me before this 27th day of January, 19 86  
Anne M. Perkins Notary Public

My commission expires November 29, 1989

ATTACH COPY OF  
ADVERTISEMENT HERE

Babino lived most of her life in Fort Wayne. Surviving are four sons, John Muncie, Al Muncie, Ernie Muncie and Roy Muncie, all of Fort Wayne; three daughters, Fran Vachon, Victoria Harrison and Pat Goudy, all of Fort Wayne; two sisters, May Souls, of Fort Wayne, and Lissie Aarons, of Angola; one brother, Milburn Elkins, of Helmer; and 34 grandchildren. Services at 11 a.m. Tuesday at D.O. McComb & Sons Lakeside Park Funeral Home, 1140 Lake Ave., with calling from 2 to 5 and 7 to 9 p.m. today. Burial in Lindenwood Cemetery.  
LILLIAN BAGLEY, 85, died at 8:25 p.m. Saturday at Covington Manor Nursing Center. A native of

Fort Wayne Common Council

To NEW-SENTINEL Dr.  
P.O. BOX 100  
FORT WAYNE, INDIANA

(Governmental Unit)  
Allen

County, IN

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines  
1  
Head number of lines  
103  
Body number of lines  
1  
Tail number of lines  
105  
Total number of lines in notice

COMPUTATION OF CHARGES

105 lines, 1 columns wide equals 105 equivalent lines at .450¢ \$ 47.25

LEGAL NOTICE  
Notice is hereby given that on the 10th day of December, 1985, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. G-85-11-16 (as amended) General Ordinance No. G-30-85 to-wit:

BILL NO. G-85-11-16 (as amended)  
GENERAL ORDINANCE G-30-85  
AN ORDINANCE amending the Municipal Code of the City of Fort Wayne, Indiana, to add a new section regarding frequenting a dive.

WHEREAS, neither state law nor municipal ordinance prohibits frequenting a dive; and

WHEREAS, adopting a municipal ordinance regarding frequenting a dive would assist law enforcement in the City of Fort Wayne; and

WHEREAS, frequenting a dive should be an offense punishable under the Municipal Code of the City of Fort Wayne, Indiana.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. Amendment. The Municipal Code of the City of Fort Wayne, Indiana, is hereby amended by adding a new Section 18-49, entitled "Frequenting a Dive", which new Section consists of the following.

Section 18-49. Frequenting a Dive.  
(a) It shall be unlawful for any person, to enter, visit, patronize or frequent any dive, knowing it is or has been used as a dive.

(b) A "dive" as used in this Section shall include the following:

Any room, house, building, structure, automobile, boat, other vehicle, or place of any kind, or premises thereof, where an alcoholic beverage of any type is sold, possessed, manufactured, bartered, or given away in violation of the laws of the State of Indiana or of a rule or regulation of the Alcoholic Beverage Commission of the State of Indiana; or any place, or premises thereof, where alcoholic beverages are consumed in violation of the laws of the State of Indiana or of a rule or regulation of the Alcoholic Beverage Commission of the State of Indiana; or any place, or premises thereof, where alcoholic beverages are kept for sale, barter, or gift in violation of the laws of the State of Indiana or in violation of a rule or regulation of the Alcoholic Beverage Commission of the State of Indiana.

(c) Any person violating any of the provisions of this Section, shall, upon conviction, be fined an amount not exceeding One Thousand Dollars (\$1,000.00).

SECTION 2. Conflict of Laws. If any provision of this Section are found to be in conflict with any law of the State of Indiana, the state law prevails.

SECTION 3. Severability. Should any section, paragraph, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid for any reason, the remainder of said Ordinance shall not be affected thereby.

SECTION 4. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and upon due publication thereof.

Charles B. Redd  
Councilmember

Read the third time in full and on motion by Redd, seconded by Talarico, and duly adopted, placed on its passage. PASSED by the following vote:

AYES: Eight

Bradbury, Burns, Eisbart, Henry, Redd, Schmidt,

Stier, Talarico

NAYS: None

ABSENT: One

GiaQuinta

DATE: 12-10-85

Sandra E. Kennedy  
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as General Ordinance No. G-30-85 on the 10th day of December, 1985.

ATTEST:

Sandra E. Kennedy

City Clerk

James S. Stier

Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of December, 1985,

at the hour of 11:00 o'clock A.M., E.S.T.

Sandra E. Kennedy  
City Clerk

Approved and signed by me this 12th day of December, 1985, at the hour of 9:00 o'clock A.M., E.S.T.

Win Moses, Jr.  
Mayor

I, the Clerk of the City of Fort Wayne, Indiana do hereby certify that the above and foregoing is a full, true and complete copy of General Ordinance No. G-30-85, passed by the Common Council on the 10th day of December, 1985, and that said Ordinance was duly signed and approved by the Mayor on the 12th day of December, 1985, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 12th day of December, 1985.

Sandra E. Kennedy, City Clerk

ices containing rule or tabular work (50 per cent of above amount)

f publication (50 cents for each proof in excess of two)

AMOUNT OF CLAIM

5 picas

2

1. 89., Acts 1967.

just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same

Size of type 6 point

Size of quad upon which type is cast 6

PUBLISHER'S AFFIDAVIT

State of Indiana  
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the  
Drusilla Roose

undersigned who, being duly sworn, says  
that he/she is CLERK of the

NEWS-SENTINEL

a DAILY newspaper of general circulation printed and published

in the English language in the city of FORT WAYNE, INDIANA town

in state and county aforesaid, and that the printed matter attached hereto is a true copy,  
two times  
which was duly published in said paper for the dates of publication being

as follows:

1/20 - 1/27/86

Subscribed and sworn to me before this 27th day of January 19 86

Anne M. Perkins  
Notary Public

November 29, 1989

My commission expires



Fort Wayne Common Council

(Governmental Unit)  
Allen County, IN

To NEW-SENTINEL Dr.  
P.O. BOX 100  
FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines		.....
Head	number of lines	1
Body	number of lines	103
Tail	number of lines	1
Total number of lines in notice		105

COMPUTATION OF CHARGES

105	1	105	.450¢	47.25
lines, .....		columns wide equals .....	equivalent lines at .....	\$.....
cents per line				
Additional charge for notices containing rule or tabular work (50 per cent of above amount)		.....		
Charge for extra proofs of publication (50 cents for each proof in excess of two)		2 extra	1.00	
TOTAL AMOUNT OF CLAIM				\$48.25

DATA FOR COMPUTING COST

Width of single column 12.5 picas	Size of type 6 point
Number of insertions 2	Size of quad upon which type is cast 6

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Jan. 27 86  
Date ....., 19 .....

Drusilla Roose  
Title CLERK

FORM #903

PUBLISHER'S AFFIDAVIT

State of Indiana  
ALLEN County SS:  
Personally appeared before me, a notary public in and for said county and state, the undersigned Drusilla Roose who, being duly sworn, says that he/she is CLERK of the NEWS-SENTINEL a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, two times which was duly published in said paper for ....., the dates of publication being as follows:  
1/20 - 1/27/86  
Subscribed and sworn to me before this 27th day of January 19 86  
Anne M. Perkins Notary Public  
My commission expires November 29, 1989

DIGEST SHEET

TITLE OF ORDINANCE General Ordinance

*9-85-11-16  
as amended*

DEPARTMENT REQUESTING ORDINANCE Division of Public Safety

SYNOPSIS OF ORDINANCE AN ORDINANCE amending the Municipal Code of the  
City of Fort Wayne, Indiana, to add a new section regarding frequenting  
a dive.

EFFECT OF PASSAGE Neither state law nor municipal ordinance prohibits  
frequenting a dive and adopting a municipal ordinance regarding fre-  
quenting a dive would assist law enforcement in the City by making it  
an offense punishable under the Municipal Code of the City.

EFFECT OF NON-PASSAGE Opposite of the above.

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS) \_\_\_\_\_

ASSIGNED TO COMMITTEE (PRESIDENT) \_\_\_\_\_



BILL NO. G-85-11-16 (as amended)

REPORT OF THE COMMITTEE ON REGULATIONS

WE, YOUR COMMITTEE ON REGULATIONS TO WHOM WAS  
REFERRED AN (ORDINANCE) (~~XXXXXXXXXX~~) amending the Municipal  
Code of the City of Fort Wayne, Indiana to add a new section  
regarding frequenting a dive

HAVE HAD SAID (ORDINANCE) (~~XXXXXXXXXX~~) UNDER CONSIDERATION AND BEG  
LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID (ORDINANCE)

(~~RESOLUTION~~) AS AMENDED

YES

NO

<u><i>Charles B. Redd</i></u>	CHARLES B. REDD	_____
	CHAIRMAN	
<u><i>Janet G. Bradbury</i></u>	JANET G. BRADBURY	_____
	VICE CHAIRWOMAN	
<u><i>James S. Stier</i></u>	JAMES S. STIER	_____
<u><i>Ben A. Eisbart</i></u>	BEN A. EISBART	_____
<u><i>Donald J. Schmidt</i></u>	DONALD J. SCHMIDT	_____

CONCURRED IN 12-10-80

SANDRA E. KENNEDY  
CITY CLERK